Rev 09/03
Rev 09/03
THE UNIT

v 09/03 🕅 PATENT

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Oscar K. Hsu et al.

Application No. : 10/664,735

Filed : September 18, 2003

Confirmation No. : Unassigned

For : POLISHING PADS USEFUL IN CHEMICAL MECHANICAL

POLISHING OF SUBSTRATES IN THE PRESENCE OF A

SLURRY CONTAINING ABRASIVE PARTICLES

Attorney's Docket : FREUN-118AX

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 30, 2003

By: /

everly E. Hjorth

Registration No. 32,033 Attorney for Applicant(s)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

It is desired to cite for the record in this application the enclosed references listed on the attached copy of PTO Form #1449. The paragraph(s) marked below are applicable to this Information Disclosure Statement.

[X] (1) Pursuant to 37 C.F.R. § 1.97(b)(1) and (2), the attached Information Disclosure Statement is being filed within three months of the filing date of the above identified national application or within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 of the above identified application. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.

Application No.: 10/664,735 Filed: September 18, 2003 TC Art Unit: Unassigned Confirmation No.: Unassigned

- [] (2) Pursuant to 37 C.F.R. § 1.97(b)(3), applicant(s) believes the attached Information Disclosure Statement is being filed before the mailing date of a first Office action on the merits. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.
- [] (3) Pursuant to 37 C.F.R. § 1.97(b)(4), applicant(s) believes the attached Information Disclosure Statement is being filed before the mailing date of a first Office action after the filing of a request for continued examination under § 1.114. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.
 - [] (4) Pursuant to 37 C.F.R. § 1.97(c), the attached Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by:
 - [] a statement under 37 CFR § 1.97(e); or
 - [] the fee set forth in § 1.17(p).

PETITION UNDER 37 CFR § 1.97(d)

[] (5) Pursuant to 37 CFR § 1.97(d), applicant(s) hereby petitions the Commissioner to consider the attached Information Disclosure Statement which is being filed on or before payment of the issue fee. This petition is accompanied by a statement under 37 C.F.R. § 1.97(e) and the petition fee set forth in 37 C.F.R. § 1.17(p).

STATEMENT UNDER 37 C.F.R. § 1.97(e)(1)

[] (6) The undersigned hereby states that each item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

STATEMENT UNDER 37 C.F.R. § 1.97(e)(2)

[] (7) The undersigned hereby states that no item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, no item of

Application No.: 10/664,735 Filed: September 18, 2003 TC Art Unit: Unassigned Confirmation No.: Unassigned

information contained in the attached Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

The filing of this Information Disclosure Statement is not a representation by the undersigned as to personal knowledge of the contents of every word or phrase of the material enclosed or that reliance on other suitably trained professionals has not been made.

If a search report of a searching agency is enclosed identifying the nature of the relevance of each document, such a designation is deemed to satisfy 37 C.F.R. § 1.98(a)(3) even if in a foreign language because the codes are the same in all languages. However, applicant(s) does not necessarily adopt the position reflected by that report.

These references were cited in the U.S. Parent Patent Application No. 09/545,982 filed on April 10, 2000. Copies of these references may be found therein.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 23-0804. Triplicate copies of this letter are enclosed.

Respectfully submitted,

OSCAR K. HSU ET AL.

Beverly E. Hjorth

Registration/No. 32,033 Attorney for Applicant(s)

WEINGARTEN, SCHURGIN,
GAGNEBIN & LEBOVICI LLP
Ten Post Office Square
Boston, Massachusetts 02109

Telephone: (617) 542-2290 Telecopier: (617) 451-0313

BEH/knr Enclosure 296551-1

Date: September 30, 2003 Page <u>1</u> of <u>1</u>

U.S. DEPARTMENT OF COMMERCE ATTY. DOCKET NO. APPLICATION NO. FREUN-118AX (REV. 05/03) 10/664,735 PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE CITATION (Use several sheets if necessary) APPLICANT: Oscar K. Hsu et al. FILING DATE TC ART UNIT September 18, 2003 Unassigned **U.S. PATENT DOCUMENTS EXAMINER** PUBLICATION/ **CLASS SUBCLASS** DOCUMENT NUMBER NAME FILING DATE INITIAL ISSUE DATE US 6,254,460 Walker et al. 451 287 07/2001 06/1999 US 5,910,471 Christianson et al. 51 295 US 5,702,292 12/1997 Brunelli et al. 451 287x US 5,632,668 05/1997 Lindholm et al. 451 42 US 5,624,304 04/1997 Pasch et al. 451 287 US 5,578,098 295 11/1996 Gagliardi et al. 51 US 5,346,516 09/1994 Alkhas et al. 51 295x US 4,255,164 03/1981 Butzke et al. 51 295 US 3,607,159 09/1971 Haywood 51 295 FOREIGN PATENT DOCUMENTS DOCUMENT NUMBER DATE COUNTRY CLASS **SUBCLASS** TRANSLATION YES NO OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.) **DATE CONSIDERED EXAMINER** *EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

^{*} These references were cited in the U.S. Parent Patent Application No. 09/545,982 filed on April 10, 2000. Copies of these references may be found therein.

BEH//knr/296550-1